

**Dinsmore & Shohl** LLP  
ATTORNEYS



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April 9, 2008

*VIA U.S. MAIL*

Hon. Stephanie Stumbo  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40602-0615

**RECEIVED**

APR 10 2008

PUBLIC SERVICE  
COMMISSION

*Re: In the Matter of: Thomas Dean Stauffer v. Brandenburg Telephone Company*

Dear Ms. Stumbo:

I have enclosed for filing in the above-styled case the original and eleven (11) copies of Brandenburg Telephone Company's "Notice of Filing" of the April 4, 2008 Order of the Small Claims Court of Meade County, Kentucky, that entered judgment against Ilissa Stauffer and David Stauffer. Please file stamp and return one copy to me in the enclosed, self-addressed envelope.

Thank you, and if you have any questions, please call me.

Very truly yours,

DINSMORE & SHOHL LLP

John E. Selent

Enclosures

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

**RECEIVED**

APR 10 2008

**PUBLIC SERVICE  
COMMISSION**

In the Matter of:

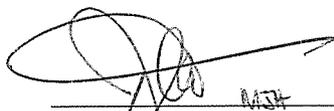
THOMAS DEAN STAUFFER )  
 )  
 COMPLAINANT )  
 )  
 v. )  
 )  
 BRANDENBURG TELEPHONE COMPANY )  
 )  
 DEFENDANT )

CASE NO. 2007-00399

**NOTICE OF FILING**

Brandenburg Telephone Company ("Brandenburg Telephone"), by counsel, hereby files the attached April 4, 2008 Order of the Small Claims Court of Meade County in Case No. 08-S-049, entering judgment against Ilissa Stauffer and David Stauffer, jointly and severally, in the amount of \$228.37.

Respectfully submitted,



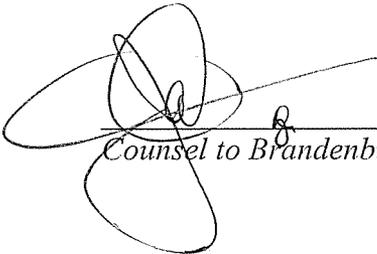
\_\_\_\_\_  
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 DINSMORE & SHOHL LLP  
 1400 PNC Plaza  
 500 West Jefferson Street  
 Louisville, KY 40202  
 (502) 540-2370  
 (502) 585-2207 (fax)

*Counsel to Brandenburg Telephone Company*

**CERTIFICATE OF SERVICE**

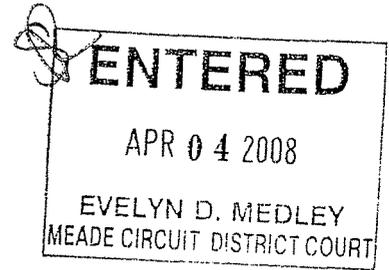
I hereby certify that a true and correct copy of the foregoing has been filed and served via first class United States mail, sufficient postage pre-paid on this 9<sup>th</sup> day of April, 2008 upon the following:

Thomas Dean Stauffer  
420 Blevins Road  
Payneville, KY 40157



\_\_\_\_\_  
*Counsel to Brandenburg Telephone Company*

COMMONWEALTH OF KENTUCKY  
46<sup>TH</sup> JUDICIAL DISTRICT  
MEADE DISTRICT COURT  
FILE NO. 08-S-00049



BRANDENBURG TELEPHONE COMPANY

PLAINTIFF

VS.

SMALL CLAIMS JUDGMENT

ILISSA L. STAUFFER  
DAVID D. STAUFFER

DEFENDANTS

\* \* \* \* \*

The case before this Court is for breach of a telephone contract brought by Brandenburg Telephone Company against Ilissa Stauffer and David Stauffer. The Defendants moved the Court to dismiss this case for numerous reasons, none of which the Court finds meritorious and hereby overrules.

Although Ilissa Stauffer has been determined to be disabled by the Social Security Administration, having a social anxiety type disorder, it does not interfere with her intellectual functioning, and the Court considered that delicacy in her disposition and made accommodations for her during our hearing.

The Plaintiff's complaint before the Court against Ilissa Stauffer and David Stauffer is for account number 270-496-4992. Both Ilissa and David are signatories on the contract account document. Brandenburg Telephone Company proved their case by a preponderance of the evidence that Ilissa and David Stauffer, jointly and severally, owe the sum of \$228.37 to Brandenburg Telephone Company for past due service on that account.

The complaint filed by Thomas Stauffer with the Public Service Commission is for telephone number 270-496-4836, not the account number that is the subject matter of this action. Further, even though Thomas Stauffer has moved the Public Service Commission

to join Ilissa and David Stauffer as parties to the complaint, it does not change the subject matter of this action. This account, 270-496-4992, and the delinquency thereon is only ancillary to the matter before the Public Service Commission. As such, the Court finds no prohibition in ruling.

The Plaintiff is awarded the sum of \$228.37, plus interest at the legal rate against Ilissa Stauffer and David Stauffer, jointly and severally, with court costs in the amount of \$111.00.

THIS THE 3 DAY OF APRIL 2008.



HON. SHAN F. EMBRY  
JUDGE, MEADE DISTRICT COURT

THERE BEING NO JUST CAUSE FOR DELAY  
IN IT'S ENTRY, THE ORDER/JUDGEMENT  
SIGNED BY THE DISTRICT JUDGE THIS  
DATE, UPON ENTRY BY THE CLERK,  
IS FINAL AND APPEALABLE.